

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

NESTLÉ USA, INC. AND
SOCIÉTÉ DES PRODUITS
NESTLÉ S.A.,

Plaintiffs,

vs.

ULTRA DISTRIBUCIONES
MUNDIALES S.A. DE C.V. AND
ULTRA INTERNATIONAL
DISTRIBUTORS, INC.,

Defendants.

Civil Action No.: 5:20-cv-00384-OLG

JOINT STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), the parties hereby stipulate to dismissal of this action with prejudice.

Dismissal in this matter is entered in accordance with, and incorporates by reference the terms of (a) the Settlement Agreement in Principle entered into by the parties with an effective date of January 29, 2024, and (b) the Settlement Agreement entered into by the parties on April 12, 2024.

The Court shall retain exclusive and continuing jurisdiction over the parties for enforcing the terms of the Settlement Agreement.

Dated: April 17, 2024

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and Ultra International Distributors,
Inc.**

CERTIFICATE OF CONFERENCE

I certify that prior to filing, counsel for the parties conferred and agreed regarding the substance of this motion.

/s/ Kathryne M. Gray

KATHRYNE M. GRAY

CERTIFICATE OF SERVICE

I certify that on this 17th day of April, 2024, a true and correct copy of the above and foregoing instrument was forwarded via ECF to all parties of record.

/s/ Kathryne M. Gray

KATHRYNE M. GRAY